



**U.S. Department of Justice**

*United States Attorney  
Eastern District of New York*

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*271 Cadman Plaza East  
Brooklyn, New York 11201*

June 12, 2020

By ECF

Honorable Brian M. Cogan  
United States District Judge  
Eastern District of New York  
225 Cadman Plaza East  
Brooklyn, New York 11201

Re: *Anthony Belmosa v. United States of America,*  
Civ. No. 19-CV-6788 (BMC) (E.D.N.Y.)

Dear Judge Cogan:

This Office represents Defendant United States of America in connection with the above-referenced Federal Tort Claims Act case, in which Plaintiff alleges that, while making a cargo delivery at the United States Post Office's ("USPS") location at JFK International Airport ("JFK"), he fell after stepping down from his truck into a defect in the pavement. In accordance with the Court's Orders dated March 2 and June 9, 2020, the parties respectfully submit this status report concerning the joint inspection of the pavement in question.

Earlier today, the parties inspected the cargo roadway at the JFK Post Office. Plaintiff claims that the defect is no longer visible and may have been paved. The USPS maintains that the area was not paved. Nevertheless, because the alleged defective condition at the site could not be identified, the parties submit that the Court's contemplated site visit would not be productive.

The parties thank the Court for its consideration of this matter.

Respectfully submitted,

**RICHARD P. DONOGHUE**  
United States Attorney

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